

**DECLARATION FOR UTILITY PATENT APPLICATION**

AS BELOW-NAMED INVENTORS, WE HEREBY DECLARE THAT:

Our residences, post office addresses, and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHODS OF ADMINISTERING DALBAVANCIN FOR TREATMENT OF BACTERIAL INFECTIONS, the specification of which is attached hereto unless the following box is checked:

☒ was filed on November 14, 2003 as United States Application Serial No. 10/714,261.

WE HEREBY STATE THAT WE HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

We acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Application No.	Country	Date of Filing	Priority Claimed?
			<input type="checkbox"/> Yes <input type="checkbox"/> No

We hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date
60/427,654	November 18, 2002
60/485,694	July 8, 2003
60/495,048	August 13, 2003
60/496,483	August 19, 2003

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and,

insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, we acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.	Filing Date	Status
		<input type="checkbox"/> Patented <input type="checkbox"/> Pending <input type="checkbox"/> Abandoned

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

11<sup>th</sup> March 2004  
Date  
Marco Cavaleri  
Name: Marco CAVALERI  
Residence: Saronno, Italy  
Citizenship: Italy  
Post Office Address: Via G. Ferrari 9, Saronno, Italy 21047

11 March 2004  
Date  
Daniela Jabes  
Name: Daniela JABES  
Residence: Cassina Rizzardi, Italy  
Citizenship: Italy  
Post Office Address: Via Volta 4, Cassina Rizzardi, Italy 22070

9 March 2004  
Date  
Timothy Henkel  
Name: Timothy HENKEL  
Residence: Berwyn, Pennsylvania  
Citizenship: United States of America  
Post Office Address: 1113 Cymry Drive, Berwyn, Pennsylvania 19312

11 March 2004  
Date  
Adriano Malabarba  
Name: Adriano MALABARBA  
Residence: Buccinasco, Italy  
Citizenship: Italy  
Post Office Address: Via Roma 5, Buccinasco, Italy 20082

09 March 2004  
Date  
Giorgio Mosconi  
Name: Giorgio MOSCONI  
Residence: Malvern, Pennsylvania  
Citizenship: Italy  
Post Office Address: Koorman Community Woodview, Apt. 3307  
Lancaster Avenue, Malvern Pennsylvania 19355

March 9, 2004

Date

Name:

Martin STOGNIEW

Residence:

Blue Bell, Pennsylvania

Citizenship:

United States of America

Post Office Address: 1870 Ferguson Lane, Blue Bell, Pennsylvania 19422

March 17, 2004

Date

Name:

Richard J. WHITE

Residence:

Emeryville, California

Citizenship:

United States of America

Post Office Address: 6363 Christie Avenue, Apt. 1917, Emeryville, California 94608

**POWER OF ATTORNEY  
By Assignee**

Vicuron Pharmaceuticals, Inc., assignee(s) of the application for United States Letters Patent for an improvement in

METHODS OF ADMINISTERING DALBAVANCIN FOR TREATMENT  
OF BACTERIAL INFECTIONS  
by Cavaleri et al.,

the specification of which:

- ☒ is filed herewith, OR  
☐ was filed on \_\_\_\_\_, having U.S. Patent Application Serial No. \_\_\_\_\_,

does hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefor before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified application, all of the registered practitioners identified by Customer Number 34263:

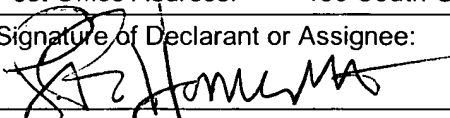
O'MELVENY & MYERS LLP  
114 Pacifica, Suite 100  
Irvine, CA 92618  
(949) 737-2900

Please send all correspondence to the attention of John Kappos, at the above Customer Number, and direct all telephone calls to (949) 737-2900.

I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent application identified above from the inventor(s) to the assignee(s), which:

- ☒ is filed for recordation herewith; or  
☐ was recorded at Reel \_\_\_\_\_, Frame \_\_\_\_\_; or  
☐ has been sent for recordation under separate cover, copy attached herewith.

To the best of the undersigned's knowledge and belief, title is in the assignee(s) identified above. Furthermore, the undersigned is empowered to sign this document on behalf of the assignee(s).

Full Name of Assignee: Vicuron Pharmaceuticals, Inc.	
Post Office Address: 455 South Gulph Road, Suite 310, King of Prussia, Pennsylvania 19406	
Signature of Declarant or Assignee: 	Date: 4/14/04
Full Name of Declarant If Other Than Assignee: George F. Horner III	
Title of Declarant: President and Chief Executive Officer	
Address of Declarant: 455 South Gulph Road, Suite 310, King of Prussia, PA 19406	